

# Senate Study Bill 3012 - Introduced

SENATE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE  
ON JUDICIARY BILL BY  
CHAIRPERSON ZAUN)

## A BILL FOR

1 An Act prohibiting the use of automated or remote systems for  
2 traffic law enforcement, including prohibiting the sharing  
3 of related information and requiring the removal of existing  
4 systems, and including effective date provisions.  
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1     Section 1. NEW SECTION.   **321.492C Use of automated or remote**  
2 **systems for traffic law enforcement prohibited — sharing related**  
3 **information prohibited.**

4     1. The state or a local authority shall not place or cause  
5 to be placed on or adjacent to a highway, or maintain or employ  
6 the use of, any automated or remote system for traffic law  
7 enforcement.

8     2. The department of transportation and the department of  
9 public safety shall not share or provide information used to  
10 impose or collect a civil penalty that results from a violation  
11 captured by an automated or remote system for traffic law  
12 enforcement through any existing interstate compact that does  
13 not specifically allow or require information to be shared or  
14 provided for that explicit purpose.

15    3. For purposes of this section, *"automated or remote system*  
16 *for traffic law enforcement"* means a camera or other optical  
17 device designed to work in conjunction with an official traffic  
18 control signal or speed measuring device to identify motor  
19 vehicles operating in violation of traffic laws, the use of  
20 which results in the issuance of citations sent through the  
21 mail or by electronic means.

22    Sec. 2. REMOVAL OF AUTOMATED OR REMOTE SYSTEMS FOR TRAFFIC  
23 LAW ENFORCEMENT — VALIDITY OF PRIOR CITATIONS. Prior to July  
24 1, 2022, a local authority using an automated or remote system  
25 for traffic law enforcement shall discontinue using the system  
26 and remove the system equipment. On and after July 1, 2022,  
27 all local ordinances authorizing the use of automated or remote  
28 systems for traffic law enforcement are void. However, any  
29 citation issued or mailed pursuant to such an ordinance prior  
30 to July 1, 2022, shall not be invalidated by the enactment of  
31 this Act and shall be processed according to the provisions of  
32 law under which the citation was authorized.

33    Sec. 3. EFFECTIVE DATE. The section of this Act relating  
34 to the removal of automated or remote systems for traffic law  
35 enforcement and the validity of prior citations, being deemed

1 of immediate importance, takes effect upon enactment.

2 EXPLANATION

3 The inclusion of this explanation does not constitute agreement with  
4 the explanation's substance by the members of the general assembly.

5 This bill prohibits the state or a local authority from  
6 placing or causing to be placed on or adjacent to a highway, or  
7 maintaining or employing the use of, any automated or remote  
8 system for traffic law enforcement (ATE system).

9 The bill prohibits the department of transportation and the  
10 department of public safety from providing information used to  
11 impose or collect a civil penalty that results from a violation  
12 captured by an ATE system through an existing interstate  
13 compact agreement unless the agreement specifically allows or  
14 requires that information to be shared or provided for that  
15 specific purpose.

16 The bill defines "automated or remote system for traffic law  
17 enforcement" to mean a camera or other optical device designed  
18 to work in conjunction with an official traffic control signal  
19 or speed measuring device to identify motor vehicles operating  
20 in violation of traffic laws, the use of which results in the  
21 issuance of citations sent through the mail or by electronic  
22 means.

23 The bill requires that prior to July 1, 2022, a local  
24 authority using an ATE system must discontinue using the system  
25 and remove the system equipment. On and after July 1, 2022,  
26 all local ordinances authorizing the use of ATE systems are  
27 void. However, the bill provides that any citation issued or  
28 mailed pursuant to such an ordinance prior to July 1, 2022, is  
29 not invalidated by the bill and must be processed according to  
30 the provisions of law under which the citation was authorized.  
31 This provision of the bill takes effect upon enactment.